IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 2ND JULY 2007 / 11TH ASHADHA 1929

WP(C).No. 13625 of 2007(V)

PETITIONER:

K.M.SIDHIQUE,
RESIDING AT KALLINGAL HOUSE, MEPPARAMBU,
PALLIPURAM P.O., PALAKKAD.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON

RESPONDENTS:

---

1. THE KERALA FINANCIAL CORPORATION,
REPRESENTED BY ITS CHIEF MANAGER, MATHAKOVIL
STREET, SULTANPET, PALAKKAD.

2. THE DEPUTY TAHSILDAR (R.R),
KERALA FINANCIAL CORPORATION, K.M.M.COMPLEX,
KOKKALI, THRISSUR.

ADDL. RESPONDENT:

3. THE STATE OF KERALA, REP. BY
THE SECRETARY TO FINANCE DEPARTMENT,
SECRETARIAT, TRIVANDRUM.

(ADDL. RESPONDENT IS IMPLEADED AS PER ORDER
DT.7.6.2007 IN I.A. 6853.2007.)

R1&2 BY ADV. SRI.T.V.GEORGE, SC, KFC
R3 BY G.P. SRI.C.K.GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF JUDGMENT IN WPC NO.35729/2005 ON THE FILE OF THIS HON'BLE COURT DT.23.12.2005.

P2: TRUE COPY OF LETTER ISSUED BY KFC DT.19.12.2005.

P3: TRUE COPY OF LETTER RECEIVED BY THE PETITIONER FROM KFC DT.9.4.2007.

TRUE COPY

P.A. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

.....

W.P.(C) No.13625 of 2007

.....

Dated this the 2nd day of July, 2007.

JUDGMENT

Since petitioner has settled liability due to KFC under OTS scheme granted pursuant to Ext.P1 judgment and this court in that judgment held that no collection charges should be recovered for payments made voluntarily, this W.P. is disposed of directing the respondents not to recover any collection charges from the petitioner for payments made voluntarily by him. However, if any further steps have to be taken for recovery of interest if payment is not made, then collection charges can be recovered for such amount.

C.N.RAMACHANDRAN NAIR
Judge

pms